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*Attorneys for Debtors and Reorganized Debtors*

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**In re:**

**PG&E CORPORATION,**

**- and -**

**PACIFIC GAS AND ELECTRIC  
COMPANY,**

**Debtors.**

- ☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric  
Company  
☒ Affects both Debtors

*\* All papers shall be filed in the Lead  
Case, No. 19-30088 (DM).*

Bankruptcy Case No. 19-30088 (DM)

Chapter 11

(Lead Case) (Jointly Administered)

**REORGANIZED DEBTORS' REPORT ON  
RESPONSES TO THIRTY-SIXTH  
SECURITIES CLAIMS OMNIBUS  
OBJECTION (INSUFFICIENT  
SUBSTANTIVE ALLEGATIONS CLAIMS)  
AND REQUEST FOR ORDER BY DEFAULT**

**[Related to Docket No. 14210]**

Date: March 26, 2024, 10:00 a.m. (PT)

Place: Zoom Videoconference

United States Bankruptcy Court  
Courtroom 17, 16th Floor  
San Francisco, CA 94102

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**REQUEST FOR ENTRY OF ORDER BY DEFAULT**

PG&E Corporation and Pacific Gas and Electric Company, as debtors and reorganized debtors (collectively, the “**Debtors**” or the “**Reorganized Debtors**”) in the above-captioned chapter 11 cases (the “**Chapter 11 Cases**”) hereby request, pursuant to Rule 9014-1(b)(4) of the Bankruptcy Local Rules for the United States District Court for the Northern District of California, as made applicable to these Chapter 11 Cases by the *Second Amended Order Implementing Certain Notice and Case Management Procedures*, entered on May 14, 2019 [Docket No. 1996], that the Court enter an order by default on the *Reorganized Debtors’ Thirty-Sixth Securities Claims Omnibus Objection (Insufficient Substantive Allegations Claims)* [Docket No. 14210] (the “**Objection**”).

**RELIEF REQUESTED IN THE OBJECTION**

The Objection seeks to disallow and expunge proofs of claim (the “**Claims**”) that do not assert the basic legal and factual allegations required to plead a claim under the federal securities laws. The Claims fail to identify what securities causes of action they purport to assert, fail to meet the pleading requirements for causes of action under Federal Rule of Civil Procedure 8(a), and, to the extent the claims seek to raise securities claims, fail to meet the heightened requirements for pleading securities fraud under Federal Rule of Civil Procedure 9(b) and the Private Securities Litigation Reform Act of 1995. The claimants whose Claims are subject to the Objection had the opportunity, after notice of the Court’s July 28, 2023 *Order Authorizing Amendment And Objection Procedures For Securities Claims* [Docket No. 13934], as later amended on November 15, 2023 [Docket No. 14139], which set a deadline of October 13, 2023 to amend their Claims or adopt the pleadings of other claimants. None of the claimants whose Claims are subject to the Objection timely filed an amendment or adopted the complaint of another claimant. The Claims subject to the Objection are listed in **Exhibit 1** thereto.

**REPORT ON RESPONSES**

One claimant whose claim is subject to the Objection responded to the Objection informally. Another claimant whose Claim is subject to the Objection has now resolved its Claim with the Reorganized Debtors. The Reorganized Debtors are withdrawing the Objection with respect to this now-resolved Claim.

Also, on Sunday March 10, just two days before the deadline for claimants to respond to the

1 Objection, claimant Public Employees Retirement Association of New Mexico (“PERA”) filed the  
2 *Motion Of Lead Plaintiff Pursuant to B.L.R. 9006-1 To Extend Time To File Response To Certain Claim*  
3 *Objections*, dated March 10, 2024 [Dkt. No. 14330] (“PERA’s Motion”). PERA’s Motion sought to  
4 extend the March 12, 2024 response deadline for PERA to file a response to the Objection with respect  
5 to certain claimants, one whose Claim is subject to the Objection, who has belatedly sought to adopt the  
6 PERA complaint. Although the Court has now ruled several times that PERA does not have standing to  
7 file responses to omnibus objections on behalf of other claimants,<sup>1</sup> the Reorganized Debtors have  
8 reached an agreement to not raise lateness as an objection to PERA’s proposed filing just because PERA  
9 files a pleading on March 15, 2024 instead of March 12, 2024 with respect to the these certain claimants,  
10 including the one claimant whose Claim is subject to the Objection. However, the Reorganized Debtors  
11 reserve the right to oppose PERA’s filing on all grounds other than the timeliness of PERA’s filing,  
12 including that PERA does not have standing to file any response to the Objection and that any attempt  
13 to adopt the PERA complaint after the October 13, 2023 deadline is untimely. The Reorganized Debtors  
14 are continuing the Objection as to this one claimant and the above issues will be resolved at the  
15 appropriate time.

### 16 NOTICE AND SERVICE

17 The Reorganized Debtors filed the *Notice of Hearing on Reorganized Debtors’ Thirty-Sixth*  
18 *Securities Claims Omnibus Objection (Insufficient Substantive Allegations Claims)* [Docket No. 14210]  
19 (the “**Notice of Hearing**”). The Objection was supported by the *Declaration of Robb McWilliams in*  
20 *Support of Reorganized Debtors’ Thirty-Sixth Securities Claims Omnibus Objection (Insufficient*  
21 *Substantive Allegations Claims)* [Docket No. 14211] (the “**McWilliams Declaration**”). The Objection,  
22 the Notice of Hearing, and the McWilliams Declaration were served as described in the Certificate of

23 <sup>1</sup> See, e.g., Feb. 9, 2024 Hr’g Tr. at 8:4-11 (“THE COURT: Well, look, I understand that – what you  
24 want to do, but Mr. Slack takes issue with the consequences that you’re essentially revisiting my ruling  
25 – two rulings about standing. I’m the one that accepted your argument, and over PG&E’s objection, I  
26 allowed your firm and your colleagues to be class counsel on a noncertified class basis. But I didn’t  
27 revisit and didn’t decide to revisit the standing question”); see also October 17, 2023 *Order Overruling*  
28 *PERA’s Objection To Reorganized Debtors’ Twenty Sixth Securities Claims Omnibus Objection*  
*(Securities ADR No Liability Claims)* [Dkt. No. 14081]; October 15, 2023 *Docket Text Order*; June 11,  
2021 *Order Overruling PERA’s Opposition To Debtors’ First Securities Claims Omnibus Objection*  
[Dkt. No. 10769].

Service of Nathan Chen, filed on January 10, 2024 [Docket No. 14265] (the “**Certificate of Service**”).  
The deadline to file responses or oppositions to the Objection has passed. As noted above, the  
Reorganized Debtors have received the following informal response:

Claimant	Claim No.	Resolution
E Van Dyke & H. Van Dyke TTEE, The Van Dyke Family Trust	103195	Claimant informally contacted the Reorganized Debtors concerning the Objection. The Reorganized Debtors are continuing the Objection to a future hearing date. The continuance is without prejudice to the Reorganized Debtors’ right to pursue the Objection.

In addition, the Reorganized Debtors are continuing the Objection as to the following Claim  
related to PERA’s Motion:

Claimant	Claim No.	Resolution
Mayers, Ada B	103872	The Reorganized Debtors understand Claimant has indicated a desire to late-adopt the PERA complaint. The Reorganized Debtors are continuing the Objection to a future hearing date. The continuance is without prejudice to the Reorganized Debtors’ right to pursue the Objection.

In addition, the Reorganized Debtors are withdrawing the Objection as to the following Claim  
for the reason stated below:

Claimant	Claim No.	Resolution
Mark & Susan Trinidad Living Trust	106360	Claimant and Reorganized Debtors have resolved the Claim that is subject to the Objection, and the Reorganized Debtors have therefore withdrawn the Objection as to Claimant.

**DECLARATION OF NO OPPOSITION RECEIVED**

The undersigned hereby declares, pursuant to 28 U.S.C. § 1746, under penalty of perjury that:

1. I am a member of the law firm of Weil, Gotshal & Manges LLP (“**Weil**”), counsel for the Reorganized Debtors.

2. The Court’s docket in the Chapter 11 Cases has been reviewed and Weil has determined that no responses, formal or informal, have been submitted with respect to the Objection, except as described herein.

WHEREFORE, the Reorganized Debtors hereby request entry of an order disallowing and expunging the proofs of claim listed in the column headed “Claims to be Disallowed and Expunged” in **Exhibit A** to this Request, which lists claims identical to those in **Exhibit 1** to the Objection, except as otherwise discussed above.

Dated: March 21, 2024

**WEIL, GOTSHAL & MANGES LLP**  
**KELLER BENVENUTTI KIM LLP**

By: /s/ Richard W. Slack

Richard W. Slack

*Attorneys for Debtors and Reorganized Debtors*